



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: August 30, 2005

Signature:

William K. Merkel

Docket No.: 27373/33716
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Richard J. Whitley et al.

Application No.: 09/869,674

Art Unit: 1632

Filed: November 15, 2001

Examiner: Wehbe, Anne Marie
Sabrina

For: RECOMBINANT HERPES SIMPLEX VIRUS
USEFUL FOR TREATING NEOPLASTIC
DISEASE

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated March 30, 2005, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.